

Please type a plus sign (+) inside this box → ☐

Approved for use through 09/30/2000. OMB 0651-0032  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 C.F.R. § 1.53(b))

Attorney Docket No. **Beiersdorf 642-WCG**  
First Inventor or Application Identifier **Axel BURMEISTER**  
Title **[See "Appendix"]**  
Express Mail Label No. **EH976287060US**

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ \* Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2. ☒ Specification [Total Pages **28**]  
(preferred arrangement set forth below)
  - Descriptive title of the invention
  - Cross References to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to Microfiche Appendix
  - Background of the invention
  - Brief Summary of the invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
3. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets **1**]
4. Oath or Declaration [Total Pages **2**]
  - a. ☒ Newly executed (original or copy)
  - b. ☐ Copy from a prior application (37 C.F.R. § 1.63(d))  
(for continuation/divisional with Box 16 completed)
    - i. ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).

**NOTE FOR ITEMS 1 & 13: IN ORDER TO BE ENTITLED TO PAY SMALL ENTITY FEES, A SMALL ENTITY STATEMENT IS REQUIRED (37 C.F.R. § 1.27), EXCEPT IF ONE FILED IN A PRIOR APPLICATION IS RELIED UPON (37 C.F.R. § 1.28).**

ADDRESS TO: Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

5. ☐ Microfiche Computer Program (Appendix)
6. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
  - a. ☐ Computer Readable Copy
  - b. ☐ Paper Copy (identical to computer copy)
  - c. ☐ Statement verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

7. ☒ Assignment Papers (cover sheet & document(s))
8. ☐ 37 C.F.R. § 3.73(b) Statement of Power of Attorney (when there is an assignee) ☒
9. ☐ English Translation Document (if applicable)
10. ☒ Information Disclosure Statement (IDS)/PTO-1449 ☒ Copies of IDS Citations
11. ☒ Preliminary Amendment
12. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
13. ☐ Small Entity Statement(s) ☐ Statement filed in prior application, Status still proper and desired (PTO/SB/09-12)
14. ☒ Certified Copy of Priority Document(s) (if foreign priority is claimed)
15. ☒ Other: **Appendix: Form PTO-1449**

16. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)

of prior application No: \_\_\_\_\_

Prior application information: Examiner \_\_\_\_\_

Group / Art Unit: \_\_\_\_\_

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 17. CORRESPONDENCE ADDRESS

☐ Customer Number or Bar Code Label

(Insert Customer No. or Attach bar code label here)

or ☒ Correspondence address below

Name	William C. Gerstenzang				
	NORRIS, McLAUGHLIN & MARCUS, P.A.				
Address	660 White Plains Road				
City	Tarrytown	State	New York	Zip Code	10591
Country	U.S.A.	Telephone	914-332-1700	Fax	914-332-1844

Name (Print/Type)	William C. Gerstenzang	Registration No. (Attorney/Agent)	27,552
Signature	<i>William C. Gerstenzang</i>	Date	Aug. 18, 2000

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

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# FEE TRANSMITTAL for FY 2000

Patent fees are subject to annual revision.  
Small Entity payments must be supported by a small entity statement,  
otherwise large entity fees must be paid. See Forms PTO/SB/09-12.  
See 37 C.F.R. §§ 1.27 and 1.28.

TOTAL AMOUNT OF PAYMENT (\$) 690.00

## Complete if Known

Application Number	To Be Assigned
Filing Date	Herewith
First Named Inventor	Axel BURMEISTER
Examiner Name	To Be Assigned
Group / Art Unit	To Be Assigned
Attorney Docket No.	

## METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number 14-1263

Deposit Account Name NORRIS McLAUGHLIN & MARCUS, P.A.

☒ Charge Any Additional Fee Required  
Under 37 CFR §§ 1.16 and 1.17

2. ☐ Payment Enclosed:  
☐ Check ☐ Money Order ☐ Other

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 690	201 345	Utility filing fee	690
106 310	206 155	Design filing fee	
107 480	207 240	Plant filing fee	
108 690	208 345	Reissue filing fee	
114 150	214 75	Provisional filing fee	

SUBTOTAL (1) (\$) 690.00

### 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
12	-20** = 0	18	0
3	-3** = 0	78	0
Multiple Dependent		0	0

\*\*or number previously paid, if greater; For Reissues, see below

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
103 18	203 9	Claims in excess of 20
102 78	202 39	Independent claims in excess of 3
104 260	204 130	Multiple dependent claim, if not paid
109 78	209 39	** Reissue independent claims over original patent
110 18	210 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 0

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	
116 380	216 190	Extension for reply within second month	
117 870	217 435	Extension for reply within third month	
118 1,360	218 680	Extension for reply within fourth month	
128 1,850	228 925	Extension for reply within fifth month	
119 300	219 150	Notice of Appeal	
120 300	220 150	Filing a brief in support of an appeal	
121 260	221 130	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,210	241 605	Petition to revive - unintentional	
142 1,210	242 605	Utility issue fee (or reissue)	
143 430	243 215	Design issue fee	
144 580	244 290	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Petitions related to provisional applications	
126 240	126 240	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
146 690	246 345	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 690	249 345	For each additional invention to be examined (37 CFR § 1.129(b))	

Other fee (specify) \_\_\_\_\_

Other fee (specify) \_\_\_\_\_

\* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) \_\_\_\_\_

## SUBMITTED BY

Name (Print/Type)	William C. Gersenzang	Registration No. (Attorney/Agent)	27,552	Telephone	(914) 332-1700
Signature		Date	Aug. 18, 2000		

## WARNING:

Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Please type a plus sign (+) inside this box →


Approved for use through 9/30/00. OMB 0651-0031

Patent and Trademark Office: U.S. Department of Commerce

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# TRANSMITTAL FORM

(To be used for all correspondence after initial filing)

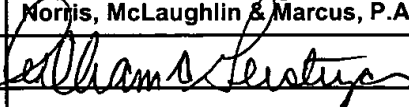
	Serial Number	09/641,645	
	File Date	August 18, 2000	
	First Named Inventor	Axel BURMEISTER	
	Group Art Unit	To Be Assigned	
	Examiner Name	To Be Assigned	
Total Number of Pages in This Submission		Attorney Docket Number	Beiersdorf 642-WCG

## ENCLOSURES (check all that apply)

- |   |  |   |
|---|--|---|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment / Response<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input checked="" type="checkbox"/> Response to Missing Parts/Incomplete Application<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers (for an Application)<br><input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition Routing Slip(PTO/SB/69) and Accompanying Petition<br><input type="checkbox"/> To convert a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Small Entity Statement<br><input type="checkbox"/> Request for Refund | <input type="checkbox"/> After Allowance Communication to Group<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below):<br>- Copy of Notice to File Missing Requirements, dated 10-12-00<br>- Copy of Utility Patent Application Transmittal dated 8-18-00<br>- Copy of Fee Transmittal dated 8-18-00<br>- Copy of returned post card date stamped 8-18-00<br>- Notice of Change of Firm Address |
|---|--|---|

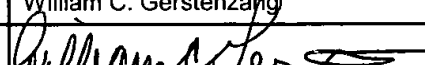
Remarks:

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	William C. Gerstenzang Norris, McLaughlin & Marcus, P.A.	
Signature		Reg. No. 27,552
Date	November 20, 2000	

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail in an envelope addressed to : Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: November 20, 2000.

Typed or printed name	William C. Gerstenzang		
Signature		Date	November 20, 2000

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



CASE # BEIERSDORF 642-WCG

Serial No. To Be Assigned

DATE MAILED: August 18, 2000

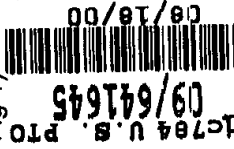
DATE DUE: August 18, 2000

The stamp of the Patent Office hereon may be taken as  
acknowledgement of receipt, on the date stamped, of the  
following:

VIA EXPRESS MAIL, Label No. EH976287060US:

- Utility Patent Application Transmittal (1 page)
- Fee Transmittal (1 page, in duplicate)
- Preliminary Amendment (4 pages)
- Original specification, including Description (pp. 1-25);  
Patent Claims (p. 26-27); Abstract (unnumbered); Drawing (1 sheet, Fig 1)
- Recordation Form Cover Sheet (2 pages, in duplicate)
- Executed Assignment (1 page)
- Executed Combination Declaration/Power of Attorney (2 pages)
- Priority Document No. 199 39 074.6
- Information Disclosure Statement (2 pages)
- Form PTO-1449 (1 page), citing and attaching five (5) references
- Appendix (1 page)

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## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/641,645	08/18/2000	Axel Burmeister	Beiersdorf 642-WCG

Norris McLaughlin & Marcus PA  
660 White Plains Road  
Tarrytown, NY 10591-5144



## FORMALITIES LETTER



\*OC000000005467958\*

Date Mailed: 10/12/2000

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 820.

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*A copy of this notice **MUST** be returned with the reply.*

  
 Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

03/16/2001 WKORDMA 00000001 141263 09641645

01 FC:101 710.00 CH  
02 FC:105 130.00 CH



Attorney Docket No. : Beiersdorf 642-WCG  
: 6713-St-ar

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s) : Axel BURMEISTER, Sven HANSEN, Heiko LEYDECKER,  
Christian KREFT, Jochen STÄHR

For : USE OF REACTIVE PHENOLIC RESINS IN THE  
PREPARATION OF HIGHLY VISCOUS SELF-ADHESIVE  
COMPOSITIONS

Serial No. : 09/641,645

Filed : August 18, 2000

Art Unit : To Be Assigned

Examiner : To Be Assigned

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November 20, 2000

BOX MISSING PARTS  
Hon. Assistant Commissioner  
for Patents  
Washington, D. C. 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

It is respectfully requested that the Notice to Filing Missing Parts dated October 12, 2000, a copy of which is annexed hereto, be withdrawn for reasons which are explained below and in view of the documentary evidence annexed hereto.

In the alternative, the Commissioner is authorized to charge the statutory filing fee of \$690.00 and the surcharge of \$130 as set forth in 37 C.F.R. 1.16(e) to Deposit Account No. 14-1263.

The Notice to File Missing Parts indicates that the application was received without the statutory basic filing fee.

The statutory filing fee was, however, submitted along with the original application at the time of filing.

Annexed hereto is a copy of the Utility Patent Application Transmittal, in which Box 1 is checked, indicating that the fee transmittal form was included in the submission. Also annexed hereto is a copy of the Fee Transmittal form, dated August 18, 2000 and authorizing the payment of the statutory filing fee of \$690.00 to Deposit Account No. 14-1263.

As additional evidence, Applicants annex a copy of the post card receipt, upon which the Patent Office acknowledges receipt of the Fee Transmittal, in duplicate, as of August 18, 2000. This post card, in and of itself, constitutes prima facie evidence that the items listed were received in the Patent Office on the date acknowledged (see MPEP 503).

In short, Applicants submit that the statutory basic filing fee was in fact timely submitted, and that, therefore, the Notice of Missing Parts should not have been issued.

Withdrawal of the Notice to File Missing Parts is respectfully solicited.

Respectfully submitted,

NORRIS, McLAUGHLIN & MARCUS, P.A.

By

  
William C. Gerstenzang

Reg. No. 27,552

WCG:ks

Encs. - Copy of Notice to File Missing Parts dated Oct. 12, 2000

Copy of Utility Patent Application Transmittal dated Aug. 18, 2000

Copy of Fee Transmittal dated Aug. 18, 2000

Copy of returned post card date stamped Aug. 18, 2000

220 East 42nd Street - 30th Floor

New York, New York 10017

(212) 808-0700

I hereby certify that this correspondence is being deposited with the United States Postal Services as First Class Mail in an envelope addressed to BOX MISSING PARTS, Assistant Commissioner For Patents, Washington, D.C. 20231 on November 20, 2000.

NORRIS, McLAUGHLIN & MARCUS, P.A.

By



Date

11/20/00